

partment, local board, or local department. The department may also subpoena records, reports, and any other evidence necessary to conduct an investigation pursuant to this chapter from other persons, facilities, and entities pursuant to rules adopted by the department.

Sec. 5. Section 139A.4, Code 2005, is amended by adding the following new subsection: NEW SUBSECTION. 4. The department and local boards may impose and enforce area quarantine restrictions according to rules adopted by the department. Area quarantine shall be imposed by the least restrictive means necessary to prevent or contain the spread of the suspected or confirmed quarantinable disease or suspected or known hazardous or toxic agent.

Approved April 21, 2006

CHAPTER 1080

DEPENDENT ADULT ABUSE — EMERGENCIES — TEMPORARY CONSERVATOR

H.F. 2147

AN ACT relating to the temporary appointment of a conservator for a dependent adult in an emergency situation.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 235B.19, Code Supplement 2005, is amended by adding the following new subsection:

NEW SUBSECTION. 3A. a. Notwithstanding section 633.573, upon a finding that there is probable cause to believe that the dependent adult abuse is producing irreparable harm to the physical or financial resources or property of the dependent adult, and that the dependent adult lacks capacity to consent to the receipt of services, the court may order the appointment of a temporary conservator without notice to the dependent adult or the dependent adult's attorney if all of the following conditions are met:

(1) It clearly appears from specific facts shown by affidavit or by the verified petition that immediate and irreparable injury, loss, or damage will result to the physical or financial resources or property of the dependent adult before the dependent adult or the dependent adult's attorney can be heard in opposition.

(2) The department certifies to the court in writing any efforts the department has made to give the notice or the reasons supporting the claim that notice should not be required.

(3) The department files with the court a request for a hearing on the petition for the appointment of a temporary conservator.

(4) The department certifies that the notice of the petition, order, and all filed reports and affidavits will be sent to the dependent adult by personal service within the time period the court directs but not more than seventy-two hours after entry of the order of appointment.

b. An order of appointment of a temporary conservator entered by the court under paragraph "a" shall expire as prescribed by the court but within a period of not more than thirty days unless extended by the court for good cause.

c. A hearing on the petition for the appointment of a temporary conservator shall be held within the time specified in paragraph "b". If the department does not proceed with a hearing on the petition, the court, on the motion of any party or on its own motion, may dismiss the petition.

Sec. 2. Section 633.573, Code 2005, is amended to read as follows:
633.573 APPOINTMENT OF TEMPORARY CONSERVATOR.

~~A~~ Except as provided in section 235B.19, a temporary conservator may be appointed but only after a hearing on such notice, and subject to such conditions, as the court shall prescribe.

Approved April 21, 2006

CHAPTER 1081

EXECUTIONS OF JUDGMENTS AND WAGE GARNISHMENT ORDERS — TIME LIMIT

H.F. 2233

AN ACT relating to the time limit on executions of judgments and orders for wage garnishments.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 626.16, Code 2005, is amended to read as follows:
626.16 RECEIPT AND RETURN.

Every officer to whose hands ~~who receives~~ an execution ~~may come~~ shall ~~give~~ provide a receipt ~~therefor~~, if required, stating the hour when the same was received, and shall make sufficient return ~~thereof of the execution~~, together with the money collected, on or before the ~~seventieth~~ one hundred twentieth day from the date of its issuance.

Sec. 2. Section 642.23, unnumbered paragraph 1, Code 2005, is amended to read as follows:

Notwithstanding the ~~seventy-day~~ one-hundred-twenty-day period in section 626.16 for the return of an execution in garnishment for the payment of a support obligation, the sheriff shall promptly deposit any amounts collected with the clerk of the district court, and the clerk shall disburse the amounts, after subtracting applicable fees, within two working days of the filing of an order condemning funds as follows:

Approved April 21, 2006